Newark playground stayed unfenced despite contamination

Alison Young, USA TODAY

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Community advocates are outraged that a contaminated playground at a Newark public housing complex remained open, allowing children to be exposed to dangerous levels of lead.



(Photo: Ana Baptista, Ironbound Community Corporation)

few feet away from a former lead factory site.

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Community advocates expressed outrage that the playground at the Terrell Homes public housing complex remained open until this morning — exposing children for months to hazardous levels of lead dust when they played in the area.

Newark public housing officials removed slides and other equipment today from a grassy playground area that tests five days ago showed was contaminated with hazardous levels of lead — and that regulators have known since May was located a

"I find it so incredible they have known about this for so long," said Ana Baptista, environmental programs director for the Ironbound Community Corporation, an advocacy group for the neighborhood around the Terrell Homes. Baptista said she's had repeated conversations with the Environmental Protection Agency about why the playground wasn't fenced off or signs weren't posted - first last fall and again Friday and over the weekend.

"I said this is going to be on you when residents ask you why you didn't protect them," she said. "Last week, it was good weather. ... There were children on the playground, and it was disturbing because you want to go out there and scream, 'Get off of this field." Baptista said that over the weekend, her organization contacted residents in the housing complex and tried to get the word out about the danger because "nobody put up a sign or a flier or anything."

Friday afternoon, the EPA released results of soil tests (http://www.documentcloud.org/documents/604200-site-11a-barthsmelting-epa-testresults-0-1-inch.html#document/p1/a92212) the agency did at the playground in early December. The tests showed high levels of lead in the surface soil that children are most likely to get on their hands while playing — as much as 15 times the amount of lead the EPA considers hazardous for children's play areas. The EPA said it didn't have "validated" test results until Thursday night but did not respond to questions about how long the agency has had preliminary results indicating the playground is contaminated. The agency recommended Friday that Newark public housing officials "restrict" access to the playground because of the hazard, records show.

The EPA did the tests after USA TODAY last September questioned (http://www.usatoday.com/story/news/nation/2012/11/15/epa-new-jersey-leadsoil/1414681/) why regulators weren't investigating the potential for lead contamination at the playground, given that it was just across the property line of the former site of Barth Smelting, which records indicate operated from about 1946 to about 1982, and maps show the site was a lead battery factory before then.

At the time, the EPA issued a statement saying it would test the soil at the playground "as a precaution" even though it "has no reason to believe at this time" that Barth Smelting contaminated the ground.

In response to USA TODAY's "Ghost Factories" investigation (http://ghostfactories.usatoday.com) of government failures to investigate dangers posed by long-closed lead factory sites, the New Jersey Department of Environmental Protection had examined the Barth Smelting site last spring. In a May 4 report to the EPA, the state said it confirmed that the lead factory had once operated at a property at 99 Chapel St. in Newark. Although the report noted that the Terrell Homes playground was next to the old factory, it said no further investigation was needed (http://www.documentcloud.org/documents/414673-site-11a-barth-smelting-chapel-stpre-cerclis.html) because the factory site itself was occupied by another business and

the soil largely covered with cement — capping any contamination on that property. The EPA signed off on that conclusion, the records show, despite the potential for lead fallout from factory smokestacks to have crossed the property line.

Keith Kinard, executive director of the Newark Housing Authority, which runs the Terrell Homes, said he learned of the EPA's soil test results Friday. He said the playground equipment was being dismantled Wednesday and a fence will be installed in the next 48 hours to keep children away from the grassy play area. He said staff will keep residents away from the contaminated area.

"Fortunately, it is 32 degrees outside, and residents are not generally looking to play on this strip of land," Kinard said in an e-mail Wednesday.

Lead is a cumulative poison, and experts say there is no safe level of exposure. Children can suffer irreparable loss of intelligence and other health problems by regularly ingesting even a few tiny grains of lead particles when they put dust-covered hands or toys in their mouths.

"If it was your kid, would you have them play there for another day?" Baptista said she asked EPA staff.

The delays in protecting children from the contaminated playground also concerned the Rev. Fletcher Harper, executive director of GreenFaith, a New Jersey environmental justice organization. "They deserve a clean, healthy environment," he said Friday.

The EPA plans to hold a community meeting

(http://www.documentcloud.org/documents/604197-site-11a-barth-sampling-updatefebruary-2013.html) in the coming weeks, and it plans additional soil testing in the area. In addition to finding contamination at the playground, tests showed dangerous levels of lead contamination in two yards at two nearby private homes, the agency said in documents released Friday.

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